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Lieutenant Kurt McKenzie, Officer Tabatha Dickson, Captain Patricia
Spencer, Captain Dori Koren, Officer Evan Spoon and Officer Jordan Turner

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

LANCE DOWNES-COVINGTON, an
individual, SOLDADERA SANCHEZ, an
individual, ROBERT O'BRIEN, an
individual, EMILY DRISCOLL, an
individual, ALISON KENADY, an
individual, TENISHA MARTIN, an
individual, GABRIELA MOLINA, an
individual,

Plaintiffs,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT, in its official capacity;
LIEUTENANT KURT MCKENZIE, as an
individual and in his capacity as a Las Vegas
Metropolitan Police Department Officer;
OFFICER TABATHA DICKSON, as an
individual and in her capacity as a Las Vegas
Metropolitan Police Department Officer;
CAPTAIN PATRICIA SPENCER, as an
individual and in her capacity as a Las Vegas
Metropolitan Police Department Officer;
CAPTAIN DORI KOREN, as an individual
and in his capacity as a Las Vegas
Metropolitan Police Department Officer;
EVAN SPOON, as an individual and in his
capacity as a Las Vegas Metropolitan Police
Department Officer; JORDAN TURNER, as
an individual and in his capacity as a Las
Vegas Metropolitan Police Department
Officer; UNKNOWN OFFICERS 1-14, as
individuals and in their capacity as Las Vegas
Metropolitan Police Department Officers,

Defendants.

Case Number:
2:20-cv-01790-CDS-DJA

**STIPULATION AND ORDER TO
EXTEND LVMPD DEFENDANTS'
OPPOSITION TO PLAINTIFFS'
MOTION FOR SANCTIONS BASED ON
DEFENDANTS' DESTRUCTION OF
EVIDENCE**

(FIRST REQUEST)

MARQUIS AURBACH

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1 Plaintiffs Lance Downes-Covington, Soldadera Sanchez, Robert O'Brien, Emily
2 Driscoll, Alison Kenady, Tenisha Martin, and Gabriela Molina ("Plaintiffs"), by and through
3 their attorneys of record, Margaret A. McLetchie, Esq., Leo S. Wolpert, Esq., and Pieter M.
4 O'Leary, Esq., with the law firm of McLetchie Law and Defendants, the Las Vegas
5 Metropolitan Police Department (the "Department" or "LVMPD"), Lieutenant Kurt
6 McKenzie ("McKenzie"), Officer Tabatha Dickson ("Dickson"), Captain Patricia Spencer
7 ("Spencer"), Captain Dori Koren ("Koren"), Officer Evan Spoon ("Spoon"), and Officer
8 Jordan Turner ("Turner"), collectively ("LVMPD Defendants"), by and through their
9 attorneys of record, Craig R. Anderson, Esq. and Jackie V. Nichols, Esq., with the law firm
10 of Marquis Aurbach, and hereby agree and jointly stipulate the following;

11 1. Plaintiffs filed their Motion for Sanctions Based on Defendants' Destruction
12 of Evidence on August 1, 2023 [ECF No. 153];

13 2. Defendants filed their Motion to Extend Opposition to Plaintiff's Motion for
14 Sanctions Based on Defendants' Destruction of Evidence on August 15, 2023 [ECF No. 155];

15 3. On August 16, 2023, the Court granted Defendants' Motion to Extend
16 Opposition extending the deadline for Defendants' response to August 22, 2023 [ECF No.
17 156];

18 4. Counsel for defendants has not had sufficient time to review the motion and
19 prepare a response, and therefore, is unable to meet the deadline of August 22, 2023 currently
20 scheduled for LVMPD Defendants' Opposition to Plaintiffs' Motion for Sanctions Based on
21 Defendants' Destruction of Evidence;

22 5. The Parties have met and conferred and agreed to a one-day extension for
23 LVMPD Defendants' Opposition to Plaintiffs' Motion for Sanctions Based on Defendants'
24 Destruction of Evidence;

25 6. Accordingly, the deadline for LVMPD Defendants' Opposition to Plaintiffs'
26 Motion for Sanctions Based on Defendants' Destruction of Evidence, currently due on August
27 22, 2023, be extended to and including Wednesday, August 23, 2023;

28

7. This is the Parties' first request to extend the deadline to LVMPD Defendants' Opposition to Plaintiffs' Motion for Sanctions Based on Defendants' Destruction of Evidence; and

8. This Stipulation is being entered in good faith and not for purposes of delay.

IT IS SO STIPULATED.

DATED this 22nd day of August, 2023

DATED this 22nd day of August, 2023

MCLEATCHIE LAW

MARQUIS AURBACH

By: /s/ Pieter M. O'Leary
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Attorneys for Defendants Las Vegas
Metropolitan Police Department,
Lieutenant Kurt McKenzie, Officer
Tabatha Dickson, Captain Patricia
Spencer, Captain Dori Koren, Officer
Evan Spoon and Officer Jordan Turner

ORDER

The above Stipulation is hereby GRANTED.

IT IS SO ORDERED this 23rd day of August, 2023.



DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE

MARQUIS AURBACH

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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing **STIPULATION AND ORDER TO EXTEND LVMPD DEFENDANTS' OPPOSITION TO PLAINTIFFS' MOTION FOR SANCTIONS BASED ON DEFENDANTS' DESTRUCTION OF EVIDENCE (FIRST REQUEST)** with the Clerk of the Court for the United States District Court by using the court's CM/ECF system on the 22nd day of August, 2023.

☒ I further certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

☐ I further certify that some of the participants in the case are not registered CM/ECF users. I have mailed the foregoing document by First-Class Mail, postage prepaid, or have dispatched it to a third party commercial carrier for delivery within 3 calendar days to the following non-CM/ECF participants:

N/A

/s/ Krista Busch

An employee of Marquis Aurbach

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